FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR.

Miscellaneous Civil Application No. 615/2007
(JC 73562 (Hony. Capt) K.Gangadharan **VERSUS** National Insurance Co.Ltd., Nagpur & another **)**

Appeal
Application No.
Writ petition

District :
of 200

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's Orders

Mrs.Chokhare, Advocate for the applicant.
Ms.Vaishali Tanna, Advocate for the respondent.

CORAM : Smt. Vasanti A. Naik, J.
DATE : 24th July, 2007.

By this application, the applicant seeks restoration of the first appeal which was dismissed for not filing the private paper book within time.

The delay in filing this civil application is condoned on payment of costs of Rs.2,000/- (Rupees Two Thousand only). The costs have been deposited by the applicant herein. The counsel for the appellant submits that the paper book is now ready and the appellant would file the same in this Court within a period of one week from today.

Though Ms.Tanna, the learned counsel for the non-applicant no.1 opposes the prayer made in this civil application, the prayer made in this civil

application is granted for the reasons stated in the civil application. It is not necessary to issue notice to non-applicant no.2 as the non-applicant no.2 had not put in appearance in First Appeal no.384/2003 before it was dismissed in default.

For the reasons aforesaid, miscellaneous civil application is allowed and the First Appeal No.384/2003 is restored to file.

The private paper book should be positively filed in this Court within a period of one week from today.

JUDGE

APTE